

**BEFORE THE COMMISSIONER OF COMMERCE AND INSURANCE
OF THE STATE OF TENNESSEE**

IN THE MATTER OF:

**THE WORKERS' COMPENSATION LOSS COST
FILING FILED BY THE NATIONAL COUNCIL
ON COMPENSATION INSURANCE**

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No.: 08-142

ORDER APPROVING WORKERS' COMPENSATION LOSS COST FILING

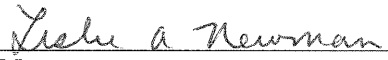
This matter came to be considered as required by Tenn. Code Ann. § 50-6-402(b), which provides that “[b]efore approving any workers’ compensation loss cost filing made by the designated rate service organization pursuant to this part or title 56, the commissioner of commerce and insurance shall consult with the advisory council on workers’ compensation concerning such filing.” The statute further requires the Commissioner of Commerce and Insurance (“Commissioner”) to approve, disapprove or modify the filing within ninety (90) days of the Commissioner receiving the filing.

On August 27, 2008, the National Council on Compensation Insurance (“NCCI”) filed a request for approval of an overall loss cost decrease of -3.1% in the workers’ compensation loss cost filing with the Tennessee Department of Commerce and Insurance. The filing would take effect on March 1, 2009. The filing was forwarded to the Advisory Council on Workers’ Compensation (“Advisory Council”) on August 27, 2008. The Advisory Council, pursuant to Tenn. Code Ann. § 50-6-402(b), had sixty (60) days to provide written comment on the filing. Through a letter dated October 23, 2008, the Advisory Council recommended a “-3.4% overall average change in the loss costs level to be effective on March 1, 2009.”

It is also the determination of the Commissioner that the workers' compensation loss cost filing filed by the NCCI on August 27, 2008, be **APPROVED**.

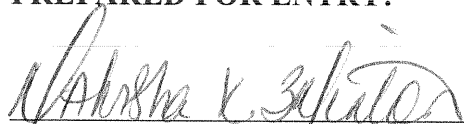
It is so **ORDERED**.

ENTERED this 20th day of November, 2008.



Leslie A. Newman
Commissioner
Department of Commerce and Insurance

PREPARED FOR ENTRY:



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